

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: GENERIC PHARMACEUTICALS  
PRICING ANTITRUST LITIGATION

MDL No. 2724  
Case No. 2:16-MD-2724

THIS DOCUMENT RELATES TO:

HON. CYNTHIA M. RUFE

*Direct Purchaser Class Plaintiffs' Actions*

**DIRECT PURCHASER CLASS PLAINTIFFS' MOTION FOR AN ORDER:  
(1) CERTIFYING A SETTLEMENT CLASS;  
(2) GRANTING PRELIMINARY APPROVAL OF SETTLEMENT AGREEMENTS;  
(3) APPOINTING SETTLEMENT CLASS COUNSEL;  
(4) APPOINTING A CLAIMS ADMINISTRATOR AND ESCROW AGENT;  
(5) APPROVING THE FORM AND MANNER OF NOTICE TO THE SETTLEMENT  
CLASS; (6) PRELIMINARILY APPROVING THE PLAN OF ALLOCATION; AND  
(7) SCHEDULING A FAIRNESS HEARING**

Pursuant to Federal Rule of Civil Procedure 23, Direct Purchaser Class Plaintiffs César Castillo, LLC, FWK Holdings, LLC, Rochester Drug Cooperative, Inc., and KPH Healthcare Services, Inc. a/k/a Kinney Drugs, Inc. ("Settling Plaintiffs") respectfully move for entry of the proposed Order submitted herewith which provides for:

1. Certification of the Settlement Class;
2. Preliminary approval by the Court of proposed Settlement Agreements between Settling Plaintiffs and Defendant Sun Pharmaceutical Industries, Inc. and its affiliates (Caraco Pharmaceutical Laboratories, Ltd., Mutual Pharmaceutical Company, Inc., and URL Pharma, Inc.), and Defendant Taro Pharmaceuticals U.S.A., Inc. ("Settling Defendants");
3. Appointment of Settlement Class Counsel for the Settlement Class;
4. Appointment of A.B. Data, Ltd. as the Claims Administrator and The Huntington National Bank as the Escrow Agent;
5. Approval of the proposed form and manner of notice to the Settlement Class;
6. Preliminary approval of the Plan of Allocation;

7. The establishment of a proposed schedule leading up to and including the Fairness Hearing.

In support of this motion, Settling Plaintiffs rely upon the accompanying memorandum in support and exhibits thereto, and the Declaration of Dianne M. Nast, dated March 16, 2022, and exhibits thereto.

March 16, 2022

Respectfully submitted,



Dianne M. Nast  
NASTLAW LLC  
1101 Market Street, Suite 2801  
Philadelphia, Pennsylvania 19107  
(215) 923-9300  
dnast@nastlaw.com

*Lead and Liaison Counsel  
for Direct Purchaser Plaintiffs*

David F. Sorensen  
BERGER MONTAGUE PC  
1818 Market Street, Suite 3600  
Philadelphia, Pennsylvania 19103  
(215) 875-3000  
dsorensen@bm.net

Thomas M. Sobol  
HAGENS BERMAN SOBOL SHAPIRO LLP  
55 Cambridge Parkway, Suite 301  
Cambridge, Massachusetts 02142  
(617) 482-3700  
tom@hbsslaw.com

Robert N. Kaplan  
KAPLAN FOX & KILSHEIMER LLP  
850 Third Avenue  
New York, New York 10022  
(212) 687-1980  
rkaplan@kaplanfox.com

Linda P. Nussbaum  
NUSSBAUM LAW GROUP, PC  
1211 Avenue of the Americas, 40th Floor  
New York, New York 10036  
(917) 438-9189  
lnussbaum@nussbaumpc.com

Michael L. Roberts  
ROBERTS LAW FIRM P.A.  
20 Rahling Circle  
Little Rock, Arkansas 72223  
(501) 821-5575  
mikeroberts@robertslawfirm.us

*Direct Purchaser Plaintiffs' Steering Committee*